

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-02-10**

Date Published: February 5, 2009
For Work Week Commencing: February 9, 2009
Commission Meeting: February 10, 2009, 9:00 a.m.

General Introduction *This agenda is the Commission's Utility Division agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.*

Place of Meetings *All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.*

Live webcast *Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

Inquiries *General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.*

Accommodation for Persons with Disabilities *Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.*

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. Citizens Telecommunications N2009.1.7 (Scott)

On January 26, 2009, Citizens filed Advice Letter No. MT-09-01, Frontier Business Metro Service. The purpose of this filing is to introduce Frontier Business Metro bundled service. This bundle will be available to all single-party Business customers. The Company is requesting that this filing become effective on February 27, 2009. Probable Motion: Approve Citizens' Advice Letter No. MT-09-01 in Docket No. N2009.1.7.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2008.9.111 – PSC Initiated Investigation of Alltel Communications, LLC's Compliance with ETC Designation Requirements – Discuss Alltel's Motion for Protective Order. (2/10/09)
2. D2004.10.168 – Miller Oil Company dba The City Line – Application to Increase Rates for Propane Service in its Culbertson, Montana Service Area and to Implement a Propane Gas Cost Tracking Adjustment Procedure – Discussion of rebate of overcollection. (2/10/09)
3. D2008.5.44 – NorthWestern Energy – Annual gas tracker true-up - Consider and act on final order. (2/10/09)
4. D2007.8.96 – Cut Bank Gas Company (CBG) – Application for Approval of True-Up of Gas Cost Adjustment – Act on CBG's Motion for Reconsideration of Final Order No. 6924a. (2/10/09)
5. Placeholder – Organization of MISO States (OMS) – Discuss items to be addressed at the February 12th OMS Board of Directors Meeting. (2/10/09)
6. D2008.9.119 – Mountain Water Company – General rate case – Suspend the procedural schedule. (2/10/09)
7. Placeholder – Requests for public information – Act on the privacy logs for the Mood and Molnar e-mails, act on or discuss other matters related to the public information requests, as staff and/or the Commission is prepared to do so. (2/10/09)

8. Legislative - Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (2/10/09)
9. **2/9/09, 2/11/09, 2/12/09, 2/13/09 - 8:30 a.m.** – Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (2/9/09, 2/11/09, 2/12/09, 2/13/09) (Commission Conference Room – live web audio feed – not archived)

Other Meetings

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Qwest Corporation N2009.1.8 (Gary)

On January 30, 2009, Qwest Corporation (Qwest) filed for Commission approval a Master Service Agreement (MSA) between Qwest and the McKesson Corporation (McKesson). Qwest is filing the MSA with the Commission for approval pursuant to the Commission's April 16, 2004, Notice of Commission Action (NCA) in Docket N2003.10.149. Also pursuant to the NCA, Qwest filed proprietary cost information. The MSA is the result of Qwest responding to a request from McKesson seeking pricing for their future telecommunications needs in Qwest's 14 state incumbent territory,

including Montana. The services being purchased by McKesson are available from other competitive carriers in addition to Qwest.

2. AT&T N2009.1.11 (Scott)

On January 30, 2009, AT&T filed Tariff Transmittal 2009-02, Special Arrangements and Montana Consumer Communications Services Tariff. The purpose of this filing is to do the following: Remove Green V promotion; Add AT&T One Rate Off-Peak V Plan; Change name of AT&T One Rate 10 cent to AT&T One Rate XA; Change rates of AT&T One Rate Off-Peak II Plan, Seven Cents Plan, and AT&T One Rate XA Plan. AT&T requests an effective date of March 1, 2009.

3. NorthWestern Corporation D2009.2.12 (Eric)

On February 5, 2009, NorthWestern Corp. applied for authority to issue over a two-year period up to \$350,000,000 of secured debt securities including first mortgage bonds or secured medium-term notes. The proceeds of these issuances will be used for: (1) \$202 million to pay off outstanding debt obligations created by the purchase and on-going operation of Colstrip Unit 4, including \$100 million to pay off Colstrip Lease Holdings' current obligation to WestLB related to Colstrip Unit 4; (2) approximately \$100 million to fund the construction of the proposed Mill Creek Generating Station; and/or any remaining balance for capital investment in NorthWestern Energy's state-regulated transmission and distribution networks, for regulated public utility capital requirements, corporate development, or other general corporate purposes.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM

38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2009.1.8 – Qwest Corporation and McKesson Corporation – Individual Case Basis Agreement

D2009.1.9 – AquaFlo, LLC – Application for Authority to Implement Interim Rates and Permanently Increase Rates and Charges and Amend Tariff Rules and Regulations for Water and Sewer Service to its Helena, Montana, Customers

D2009.2.10 – Miller Oil Company dba The City Line – Monthly Gas Tracker Adjustment for Propane Service in Culbertson, Montana, Service Area

N2009.2.11 – AT&T – Tariff Transmittal 2009-02, Special Arrangements and Montana Consumer Communications Services Tariff

D2009.2.12 – NorthWestern Corporation – Petition for Authority to Issue Securities

N2009.2.13 – Qwest Corporation and Affiliated Computer Services, Inc. – Individual Case Basis Agreement

D2009.2.14 – Qwest Corporation and CVC CLEC, LLC – Application for Approval of Adoption of Wireline Interconnection Agreement between Qwest Corporation and Bandwidth.com, LLC

D2009.2.15 – Qwest Corporation and BLC Management, LLC dba Angles Communication Solutions – Application for Approval of Wireline Interconnection Agreement